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#35
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April 3, 2002

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Commissioner for Patents
Washington, D.C. 20231

Art Unit 2151

Re: U.S. Utility Patent Application
Appl. No. 09/864,292; Filed: May 25, 2001
For: **System, Method, and Computer Program Product for Placement of
Channels on a Mobile Device**
Inventors: Aufricht *et al.*
Our Ref: 1933.0010007

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Supplemental Information Disclosure Statement;
2. Form PTO-1449 (2 sheets) listing twenty-three (23) documents;
3. A copy of the listed twenty-three (23) documents; and
4. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

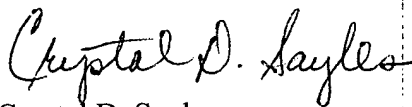
Commissioner for Patents
April 3, 2002
Page 2

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The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency,
or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Crystal D. Sayles
Attorney for Applicants
Registration No. 44,318

MQL/CDS:kim
Enclosures

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Aufricht *et al.*

Appl. No. 09/864,292

Filed: May 25, 2001

For: **System, Method, and Computer
Program Product for Placement of
Channels on a Mobile Device**

Confirmation No. 1241

Art Unit: 2151

Examiner: *To Be Assigned*

Atty. Docket: 1933.0010007

Supplemental Information Disclosure Statement

Commissioner for Patents
Washington, D.C. 20231

Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

Applicants have checked the appropriate boxes below.

- ☒ 1. This Information Disclosure Statement is being filed within three months of the date of filing of a national application other than a continued prosecution application (CPA), OR within three months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application, OR before the mailing date of a first Office Action on the merits OR before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. § 1.114. No statement or fee is required.
- ☐ 2. This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection, or Notice of Allowance, or an action that otherwise closes prosecution in the application.
- ☐ a. I hereby state that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).
- ☐ b. I hereby state that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).
- ☐ c. Attached is our Check No. _____ in the amount of \$ _____ in payment of the fee under 37 C.F.R. § 1.17(p).
- ☐ 3. This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of a Final Rejection or Notice of Allowance, but before payment of the Issue Fee. Enclosed find our Check

No. _____ in the amount of \$ _____ in payment of the fee under 37 C.F.R. § 1.17(p); in addition:

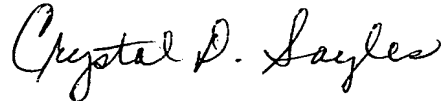
- ☐ a. I hereby state that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).
- ☐ b. I hereby state that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).
- ☐ 4. The document(s) was/were cited in a search report by a foreign patent office in a counterpart foreign application. Submission of an English language version of the search report that indicates the degree of relevance found by the foreign office is provided in satisfaction of the requirement for a concise explanation of relevance. 1138 OG 37, 38.
- ☐ 5. A concise explanation of the relevance of the non-English language document(s) appears below:
- ☐ 6. Copies of the documents was/were cited by or submitted to the Office in an IDS that complies with 37 C.F.R. § 1.98(a)-(c) in Application No. _____, filed _____, which is relied upon for an earlier filing date under 35 U.S.C. § 120. Thus, copies of these documents are not attached. 37 C.F.R. § 1.98(d).

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

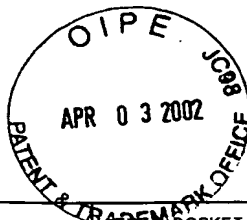
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Date: May 3, 2002

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FORM PTO-1449

INFORMATION DISCLOSURE STATEMENT

APP. DOCKET NO.
1933.0010007APPLICATION NO.
09/864,292APPLICANT
Aufrecht et al.FILING DATE
May 25, 2001GROUP
2151

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
	AA1	5,392,390	02/1995	Crozier	395	161	
	AB1	5,666,530	09/1997	Clark et al.	395	617	
	AC1	5,666,553	09/1997	Crozier	395	803	
	AD1	5,727,159	03/1998	Kikinis	395	200.76	
	AE1	5,727,202	03/1998	Kucala	395	610	
	AF1	5,832,489	11/1998	Kucala	707	10	
	AG1	5,884,323	03/1999	Hawkins et al.	707	201	
	AH1	5,928,329	07/1999	Clark et al.	709	227	
	AI1	5,974,238	10/1999	Chase, Jr.	395	200.78	
	AJ1	6,000,000	12/1999	Hawkins et al.	707	201	
	AK1	6,006,274	12/1999	Hawkins et al.	709	248	

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION
	AL1	WO 94/12938	06/1994	WIPO	G06F	15/02	Yes No
	AM1	WO 99/22322	05/1999	WIPO	G06F	17/60	Yes No
	AN1						Yes No
	AO1						Yes No
	AP1						Yes No

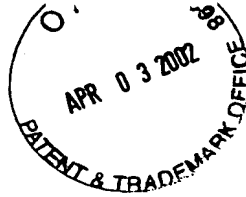
OTHER (Including Author, Title, Date, Pertinent Pages, etc.)

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	AS	1	
	AT	1	

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.



FORM PTO-1449

INFORMATION DISCLOSURE STATEMENT

ATTY. DOCKET NO.
1933.0010007APPLICATION NO.
09/864,292APPLICANT
Aufrecht *et al.*FILING DATE
May 25, 2001GROUP
2151

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
	AA2	6,012,083	01/2000	Savitzky <i>et al.</i>	709	202	
	AB2	6,029,195	02/2000	Herz	709	219	
	AC2	6,052,735	04/2000	Ulrich <i>et al.</i>	709	236	
	AD2	6,148,330	11/2000	Puri <i>et al.</i>	709	217	
	AE2	6,167,255	12/2000	Kennedy, III <i>et al.</i>	455	414	
	AF2	6,209,111 B1	03/2001	Kadyk <i>et al.</i>	714	747	
	AG2	6,023,701	02/2000	Malik <i>et al.</i>	707	10	
	AH2	5,917,491	06/1999	Bauersfeld	345	352	
	AI2	6,122,658	09/2000	Chaddha	709	203	
	AJ2	6,236,991 B1	05/2001	Frauenhofer <i>et al.</i>	707	6	
	AK2						

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION
	AL2						Yes No
	AM2						Yes No
	AN2						Yes No
	AO2						Yes No
	AP2						Yes No

OTHER (Including Author, Title, Date, Pertinent Pages, etc.)

	AR	<u>2</u>	
	AS	<u>2</u>	
	AT	<u>2</u>	

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